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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

v.

ANTHONY MORA ,

Defendant.

No.: CR 08-0157 JSW

**STIPULATION AND ~~PROPOSED~~
ORDER EXCLUDING TIME**

On September 18, 2008, the parties in this case appeared before the Court for status conferences. The parties stipulated and the Court agreed that time should be excluded from the Speedy Trial Act calculations from September 18, 2008, through October 9, 2008, for effective preparation of defense counsel. The parties represented that granting the continuance was the reasonable time necessary for effective preparation of defense counsel, taking into account the exercise of due diligence. *See* 18 U.S.C. § 3161(h)(8)(B)(iv). The parties also agreed that the ends of justice served by granting such a continuance outweighed the best interests of the public

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STIP. & ~~PROPOSED~~ ORDER EXCLUDING TIME
CASE NO. CR08-0157 JSW

1 nd the defendant in a speedy trial. *See* 18 U.S.C. § 3161(h)(8)(A).

2 SO STIPULATED:

3
4
5 DATED: 9/19/08

JOSEPH P. RUSSONIELLO
United States Attorney

OWEN P. MARTIKAN
Assistant United States Attorney

8 DATED:

BARRY J. PORTMAN
Federal Public Defender

9
10 9/18/08
11 GEOFFREY A. HANSEN
Attorneys for Anthony Mora

12
13 **~~PROPOSED~~ ORDER**

14 As the Court found on September 18, 2008, and for the reasons stated above, an
15 exclusion of time from September 18, 2008, through October 9, 2008, is warranted because the
16 ends of justice served by the continuance outweigh the best interests of the public and the
17 defendant in a speedy trial. *See* 18 U.S.C. §3161 (h)(8)(A). The failure to grant the requested
18 continuance would deny defense counsel the reasonable time necessary for effective preparation,
19 taking into account the exercise of due diligence, and would result in a miscarriage of justice.
20 See 18 U.S.C. §3161(h)(8)(B)(iv).

21
22 SO ORDERED.

23
24 DATED: September 19, 2008

25 Jeffrey S. White
HON. JEFFREY S. WHITE
United States District Judge